

Check # 2631

19-SE-003218

State of Wisconsin
Department of Natural Resources
PO Box 7921, Madison WI 53707-7921
dnr.wi.gov

Fish Farm Application For Use of Natural Body of Water

Form 3600-227 (R 3/13)

Page 1 of 2

Notice: Use of this form is required by the Department for any application filed pursuant to ss. 29.733, Wis. Stats., and ss. NR 19.90-95, Wis. Adm. Code. The department will not consider your application unless you provide all information requested and submit the fee(s) indicated for the permit(s) selected. A social security number or federal employer identification number is **REQUIRED** when applying for a license listed in ss. 29.024(2g) or 29.024(2r), Wis. Stats. The number **SHALL NOT** be disclosed to any other person except the Department of Workforce Development or the Department of Revenue to determine liability for delinquent Wisconsin taxes or child or family support. Other personally identifiable information requested on this form will be used for program administration and may be provided to requesters as required by Wisconsin's Open Records law [ss. 19.31-19.39, Wis. Stats.].

Mail this form with its attachments and required fee to WDNR -Natural Waterbody Permits FH/4, PO Box 7921 Madison, WI 53707-7921.

Applicant Information

Applicant Name: First MI Last <u>Richard D. Herr</u>				Co-Applicant Name: First MI Last			
Address <u>39131 Sunset Drive</u>				Address			
City <u>Oconomowoc</u>	State <u>WI</u>	ZIP Code <u>53066</u>		City	State	ZIP Code	
Phone Number <u>262-370-2130</u>	Social Security No./Fed. Employer ID No.			Phone Number	Social Security No./Fed. Employer ID No.		

Project Information

Business Name (if any) <u>Herr Investments of Wisc. LLC.</u>				Waterway Name			
Address <u>39131 Sunset Dr. Ocon. WI 53066</u>				Water Source (identify as gallons per minute, gpm)			
<input type="radio"/> City	<input type="radio"/> Town	<input checked="" type="radio"/> Village		Spring	Well	Stream	City Water
of <u>Summit</u>							Other
County <u>Daukeshu</u>				Is there a discharge to a water of the state? <input type="radio"/> Yes <input checked="" type="radio"/> No			
1/4 1/4 <u>NE/SE</u>	1/4 <u>SW</u>	Section <u>31</u>	Township <u>7 N</u>	Range <u>17</u>	If Yes, Indicate: <input type="checkbox"/> Waterway <input type="checkbox"/> Wetland		Discharge (gpm)

Project Description

A "natural body of water" is defined in Wisconsin law as any spring, stream, pond, lake or wetland that was historically present in a natural state but may have been physically altered over time. A "freeze-out pond" is defined in Wisconsin law as a natural, self-contained body of water in which freezing or anoxic conditions prevent the body of water from naturally sustaining a fish population at least twice every 5 years.

Operating a fish farm in a Natural Body of Water requires a permit under NR 19, Wis. Adm. Code. I am applying for:

- ☒ **NR 19 Permit Renewal** - for continued use of a natural waterbody that was previously permitted as a preexisting fish rearing facility or a freeze-out pond.
- ☐ **Initial NR 19 Permit** - for new use of a natural waterbody for fish farming (note, the waterbody must be a freeze-out pond).
- ☐ **Transfer of NR 19 Permit** - to convey an existing NR 19 permit from one party to another, as a result of change in ownership or leasehold interest of a fish farm.

Number and dimension of ponds, raceways or tanks. Describe here and attach a diagram (Attachment # 4)

Twelve ponds, various sizes, irregular shapes, 2 miles of channels between ponds

Business Purpose: Activities engaged in. (select all that apply)

- | | | |
|--|---|--|
| <input type="checkbox"/> Distributor | <input type="checkbox"/> Processor, On-Site | <input type="checkbox"/> Public Fee Fishing |
| <input type="checkbox"/> Hatchery | <input type="checkbox"/> Grower | <input type="checkbox"/> Raising Fish For Stocking |
| <input type="checkbox"/> Raising Bait For Sale | <input checked="" type="checkbox"/> Private, Personal Fishing | <input type="checkbox"/> Raising Fish to Directly Market for Human Consumption |
| <input type="checkbox"/> Other - Specify: | | |

1. What type of pesticides do you currently use or plan to use?

Cytrine

2. Is your fish farm equipped with barriers that prevent the passage of fish between it and other water of the state? ☒ Yes ☐ No

3. If you are applying for an NR 19 Permit Renewal, have you made any facility changes - expansion, additional ponds, different species reared, etc. - over the last ten years?

☐ Yes ☒ No If yes, describe:

Herr
Applicant Last Name

Fish Farm Application For Use of Natural Body of Water

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Species Information

Complete the following information regarding your operation: List the quantity of each size of the species of fish you possess or plan to raise on an annual basis in each pond, raceway, natural body of water, freeze-out pond, self-contained body of water or preexisting fish rearing facility.

Fish	Eggs	Fry	Fingerling	Yearling	Adult	Fish	Eggs	Fry	Fingerling	Yearling	Adult
Bass Largemouth	a lot	a lot	a lot	a lot	a lot	Bluegill	a lot	a lot	a lot	a lot	a lot
Bass Smallmouth						Crappie					
Bullhead						Perch					
Muskellunge						Pumpkinseed					
Northern Pike	a lot	a lot	a lot	a lot	a lot	Sunfish					
Walleye	some	some	some	some	some	Tilapia					
Chubs						Brook Trout					
Minnows						Brown Trout					
Shiners						Lake Trout					
Suckers						Rainbow Trout					
Atlantic Salmon						Other (List):					
Chinook Salmon											
Coho Salmon											

Attachments (Provide all of the following)

- ✓ 1. Location sketch or map showing route to the project site, indicating nearest main road and crossroad, north arrow and scale.
- ✓ 2. Photocopy of deed, lease, land contract or other documentation showing that the land that is riparian to the body of water is owned, leased, or controlled by the permit applicant.
- ✓ 3. Photocopy of plat book showing property owners; photocopy of any easements for all properties surrounding the waterbody; and other documentation to show that none of the owners of the fish farm or riparian lands provide public access to the body of water by means of an easement or right-of-way or by means of a business open to the public. Note: the owners of the fish farm may allow fishing by the public for a fee.
- ✓ 4. Diagram showing number and dimensions of all ponds, raceways, tanks or other waterbodies to be used for fish farming.
- 5. For an Initial NR 19 Permit – Documentation to show the natural waterbody is a "freeze-out pond", meaning it is self-contained and has freezing or anoxic conditions that prevent a naturally-sustaining fish population at least twice every five years.
- 6. For a Transfer of NR 19 Permit – Photocopy of the previous owner's NR 19 permit, and documentation to show change of ownership.
- 7. Photocopy of any other permits or authorizations required by Ch. 30 or 31, Wis. Stats., the Army Corps of Engineers and any other federal, state or local laws and zoning ordinances for construction or operation of the fish farm. (Note: Permits issued under Ch. 30.19, 30.195 or 31.04 may mean your waterbody is exempt from a permit requirement.)
- ✓ 8. Photocopy of Department of Agriculture, Trade and Consumer Protection (DATCP) Fish Farm Registration from current or previous year.

Note: If conditions 2, 3, and 7 are met, then the DNR may find that your fish farm is exempt from a Natural Waterbody permit requirement. If so, the DNR will return your application and notify you of this finding.

Type of Permit and Fees

- ☐ Transfer of NR 19 Permit - \$100 fee
- ☐ Initial NR 19 Permit - \$ 500 fee
- ☒ NR 19 Permit Renewal- \$50 fee.

Make check or money order payable to the Department of Natural Resources (DNR)

Total Fees Enclosed: 50.00

Application Certification

Signature of Authorized Representative

Date Signed

Richard D. Herr

6-19-13

Leave Blank – DNR Use Only

Received By	Date Received	DNR Docket Number	Application Date

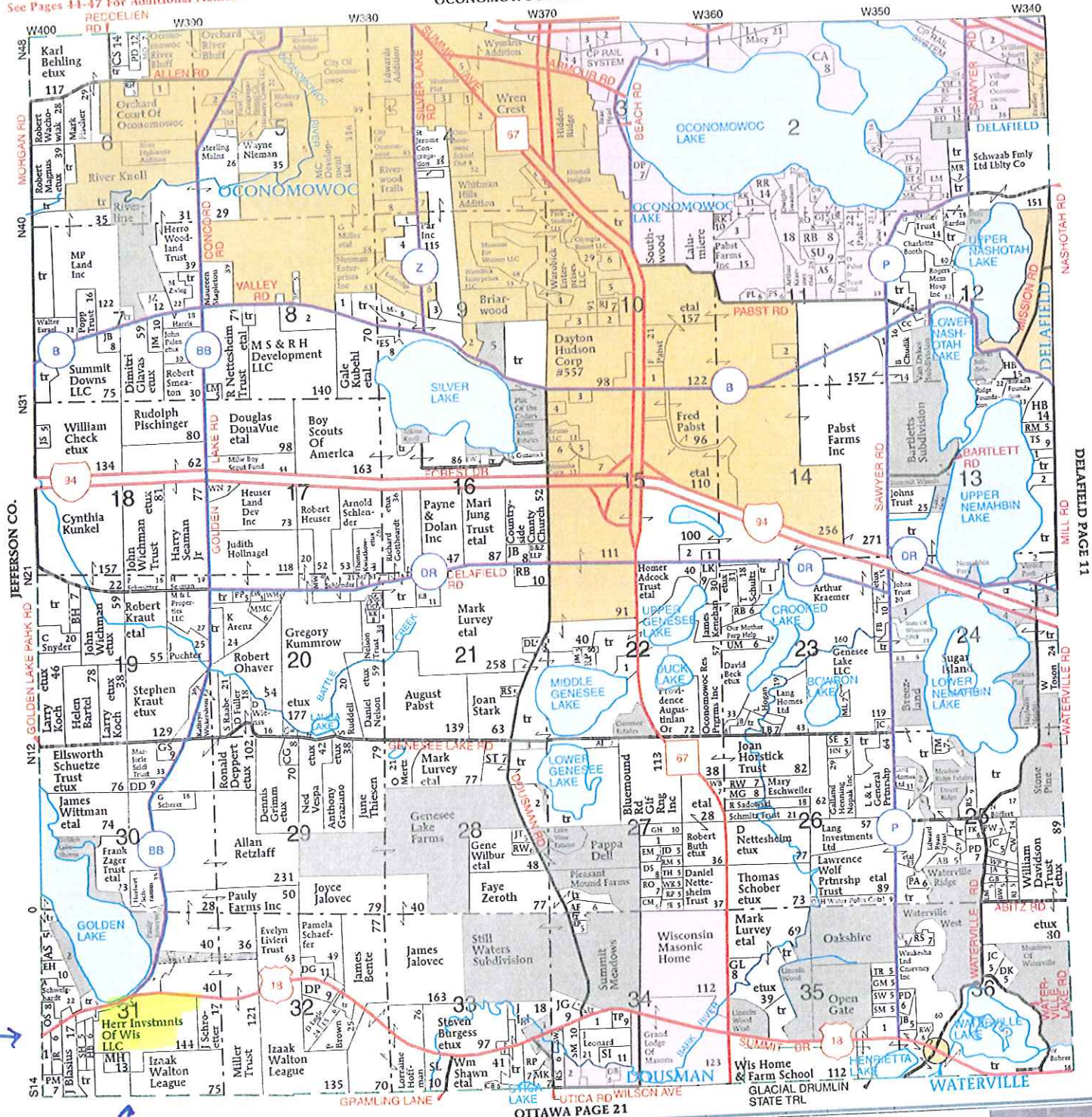
T-7-N ♦ R-17-E

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See Pages 44-47 For Additional Names.

OCONOMOWOC PAGE 20

SUMMIT
WAUKESHA COUNTY, WISCONSIN
(Landowners)



DELAFIELD PAGE 11

WATERVILLE

WATERVILLE

WATERVILLE

WATERVILLE

WATERVILLE



Mike Herro



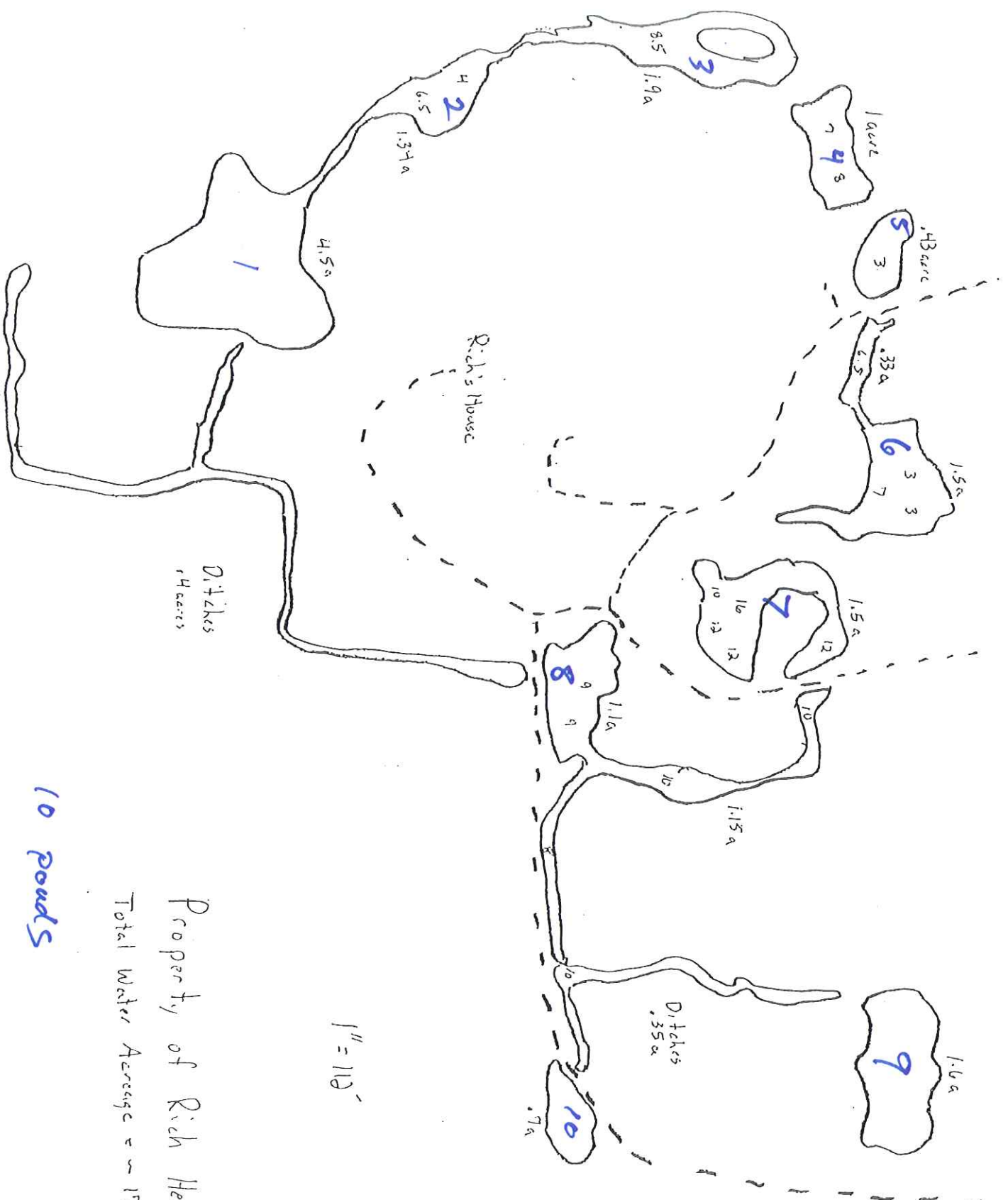
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Ken Herro





10 Ponds

Property of Rich Herr
Total Water Average ~ 17.80

Waukesha County GIS Map



Legend

- Retired Parcels
- Plats
- Assessor Plat
 - CSM
 - Condo Plat
 - Subdivision Plat

10 ponds

0

832.02 Feet

The information and depictions herein are for informational purposes and Waukesha County specifically disclaims accuracy in this reproduction and specifically admonishes and advises that if specific and precise accuracy is required, the same should be determined by procurement of certified maps, surveys, plats, Flood Insurance Studies, or other official means. Waukesha County will not be responsible for any damages which result from third party use of the information and depictions herein, or for use which ignores this warning.

Notes:

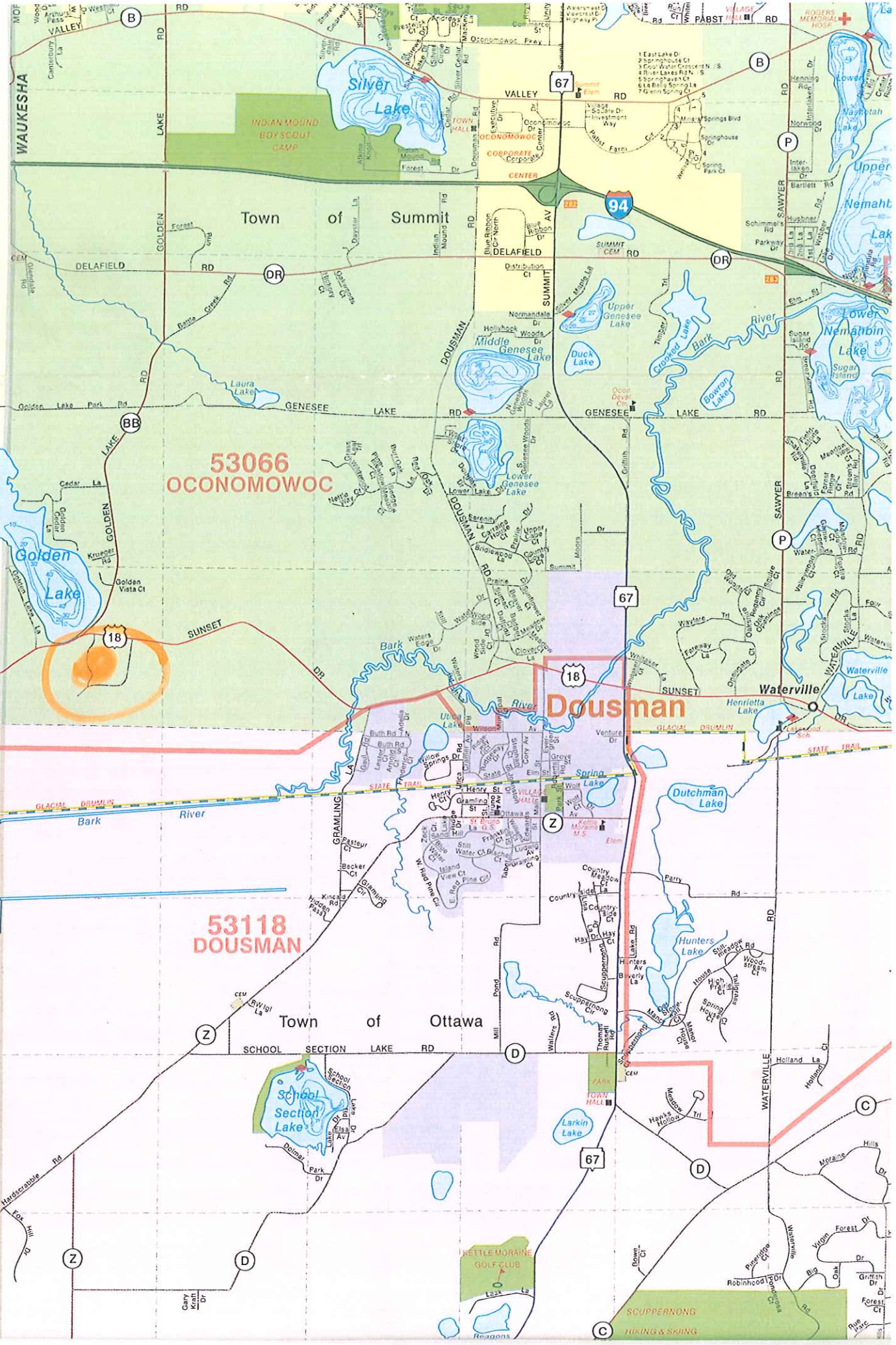
Printed: 6/18/2013



JEFFERSON COUNTY







N-35
N-31
N-27
N-23
N-17
N-12
N-7
S-1
S-7
S-14
S-19
S-23
S-27
S-31
S-35
S-39
S-43

T 7
T 6
N




Pay Options	Tax Bill	Tax Listing	Search
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6/19/2013 9:54:21 AM

Tax Key:  
 SUMT0700999  
 Tax Year:  2012 

WAUKESHA COUNTY
TOWN OF SUMMIT

OWNER NAME AND MAILING ADDRESS
 HERR INVESTMENTS OF WI SCONSIN LLC
 39131 SUNSET DR
 OCONOMOWOC, WI 53066

PROPERTY ADDRESS
 39041 SUNSET DR


LEGAL DESCRIPTION
 PT NE1/4 SEC 31 T7N R17E COM INTRSC HWY & E SEC LI 140 FT N OF E1/4 COR S 1461.5 FT W 497.7 FT N 1509.6 FT S84°29'E 500.0 FT TO BGN 16.9 AC DOC# 3246129

PROPERTY DESCRIPTION

Assessment Year:	2012	Active for Assessment Year:	YES
First Roll Year:		Retired Roll Year:	
Assessed with Others:	NO	Referral:	NO
Burial Site:	NO		

ASSESSMENT INFORMATION

Assessed By:	LOCAL	Assessment Type:	FULL
Board of Review Date:	8/8/2012		

PROPERTY VALUES

Property Class	Acres	Land	Improvement	Total
RESIDENTIAL	16.900	\$149,000.00	\$160,700.00	\$309,700.00
Total:	16.900	\$149,000.00	\$160,700.00	\$309,700.00

DISTRICTS

District Type	District Name	DOR Code
VILLAGE	VILLAGE OF SUMMIT	172
SCHOOL	KETTLE MORaine 1376	1376
TCDB	WAUKESHA TECH COLLEGE	08
FIRE	DOUSMAN FIRE DEPT	
UTIL	GARBAGE / RECYCLING	

NOTES

Date	Note
11/24/1999	R819/356 CONVEYS FROM WAYNE H & DONNA L BUCHERT TO THE FOLLOWING: ESTHER H DUMA (1/2 INT) JEWEL L SCHROETTER & DALE R REIMER (1/2 INT) :: R932/598 CONVEYS FROM THE ESTATE OF ESTHER DUMA TO FAITH JOUSTRA. (1/2INT) :: R934/1038 CONVEYS FROM FAITH JOUSTRA TO GLENN C & FAITH JOUSTRA. (1/2 INT) :: R2992/94 CONVEYS FROM FAITH JOUSTRA TO JEWEL SCHROETTER. (1/2 INT) :: RESEARCH COULD FIND NO CONVEYANCE FROM GLENN C JOUSTRA TO FAITH JOUSTRA ON THIS PARCEL. THEREFORE, GLENN C JOUSTRA'S NAME IS REMAINING ON THE LISTING. :: ATTY ALBERT F BECK (DRAFTOR-542-4439) WAS CONTACTED REGARDING THIS PROBLEM

Pay Options	Tax Bill	Tax Listing	Search
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Tax Key: SUMT0697986001

Tax Year: 2013

6/19/2013 9:46:01 AM
WAUKESHA COUNTY
TOWN OF SUMMIT

OWNER NAME AND MAILING ADDRESS
HERR INVESTMENTS OF WISCONSIN LLC
39131 SUNSET DR
OCONOMOWOC, WI 53066

PROPERTY ADDRESS
39333 SUNSET DR

LEGAL DESCRIPTION
PT SW1/4 & SE1/4 & NE1/4 SEC 31 T7N R17E COM SW COR SEC 31 N88°45'E 1195.00 FT THE BGN N0°35'W 1324.58 FT N88°09'E 1321.84 FT N0°25'W 1336.91 FT N0°59'W 51.10 FT N54°22'E 220.60 FT N55°49'E 75.00 S34°11'E 60.00 FT N55°49'E 72.00 FT N34°11'W 195.00 FT S55°49'W 42.00 FT N34°11'W 69 FT N55°49'E 92.00 FT S84°32'E 1667.42 FT S0°05'W 1567.91 FT S87°53'W 1406.14 FT S2°55'W 605.16 FT S86°54'W 434.65 FT S0°25'E 708.60 FT S88°45'W 1318.26 FT TO BGN EX HWY EX R1229/712 EX R2698/830 R2884/2045

PROPERTY DESCRIPTION

Assessment Year:	2013	Active for Assessment Year:	YES
First Roll Year:	2008	Retired Roll Year:	
Assessed with Others:	NO	Referral:	NO
Burial Site:	NO		

ASSESSMENT INFORMATION

Assessed By:	LOCAL	Assessment Type:	FULL
Board of Review Date:	6/7/2013		

PROPERTY VALUES





Property Class	Acres	Land	Improvement	Total
AGRICULTURAL	18.000	\$1,200.00	\$0.00	\$1,200.00
UNDEVELOPED	5.990	\$106,600.00	\$0.00	\$106,600.00
AGRICULTURAL(LAND WITH IMPROVEMENTS)	4.000	\$139,000.00	\$346,100.00	\$485,100.00
MANAGED FOREST (ENTERED BEFORE 2005-CLOS	72.000	\$70,200.00	\$0.00	\$70,200.00
Total:	99.990	\$317,000.00	\$346,100.00	\$663,100.00

The 2013 property values, as displayed, are preliminary values not yet certified by the municipal Board of Review. If you have questions, you may attend the Open Book which takes place on April 30, 2013, view assessment information on www.assessordata.org, or call the assessor at 262-253-1142. Values will not be finalized until after the Board of Review concludes on May 1, 2013.

DISTRICTS

District Type	District Name	DOR Code
VILLAGE	VILLAGE OF SUMMIT	172
SCHOOL	KETTLE MORaine 1376	1376
TCDB	WAUKESHA TECH COLLEGE	08
FIRE	DOUSMAN FIRE DEPT	


Pay Options	Tax Bill	Tax Listing	Search
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Tax Key:  SUMT0699987  Tax Year:  2013 

6/19/2013 9:47:27 AM
WAUKESHA COUNTY
TOWN OF SUMMIT

OWNER NAME AND MAILING ADDRESS
MICHAEL R HERR
CORINA J HERR ET AL
39131 SUNSET DR
OCONOMOWOC, WI 53066

PROPERTY ADDRESS
39131 SUNSET DR



LEGAL DESCRIPTION
PT SW1/4 SEC 31 T7N R17E COM SW COR N88°45'E 1195 FT N 1324.58 FT N88°09'E 421.84 FT THE BGN N88°09'E 900 FT S 610.50 FT S88°09'W 900 FT N 610.50 FT TO BGN R1229/712

PROPERTY DESCRIPTION

Assessment Year:	2013	Active for Assessment Year:	YES
First Roll Year:	1991	Retired Roll Year:	
Assessed with Others:	NO	Referral:	NO
Burial Site:	NO		

ASSESSMENT INFORMATION

Assessed By:	LOCAL	Assessment Type:	FULL
Board of Review Date:	6/7/2013		

PROPERTY VALUES

Property Class	Acres	Land	Improvement	Total
RESIDENTIAL	12.600	\$178,900.00	\$516,400.00	\$695,300.00
UNDEVELOPED	0.000	\$12,500.00	\$0.00	\$12,500.00
Total:	12.600	\$191,400.00	\$516,400.00	\$707,800.00

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DISTRICTS



District Type	District Name	DOR Code
VILLAGE	VILLAGE OF SUMMIT	172
SCHOOL	KETTLE MORaine 1376	1376
TCDB	WAUKESHA TECH COLLEGE	08
FIRE	DOUSMAN FIRE DEPT	
UTIL	GARBAGE / RECYCLING	



This program accesses data from databases maintained by several County Departments and Local Municipalities. There may be inconsistency in data depending on the date the information was gathered or the purpose for which it is maintained. Due to variances in sources and update cycles, there is no guarantee as to the accuracy of the data. For questions regarding Tax Listing or Tax Bill information, please contact the Real Property

Pay Options	Tax Bill	Tax Listing	Search
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6/19/2013 9:45:09 AM

Tax Key:  

SUMT0699999002  

Tax Year:  2013 

WAUKESHA COUNTY
TOWN OF SUMMIT

OWNER NAME AND MAILING ADDRESS	PROPERTY ADDRESS
HERR INVESTMENTS OF WISCONSIN LLC 39131 SUNSET DR OCONOMOWOC, WI 53066	39621 SUNSET DR 

LEGAL DESCRIPTION

N1/2 E1/2 SW1/4 SEC 31 T7N R17E EX VOL 42/43 DEEDS EX VOL 143/260 DEEDS EX VOL 188/509 DEEDS EX VOL 299/308 DEEDS EX VOL 320/221 DEEDS EX VOL 355/399 DEEDS EX VOL 416/395 DEEDS EX VOL 416/397 DEEDS EX VOL 416/399 DEEDS EX VOL 425/442 DEEDS EX VOL 436/473 DEEDS EX VOL 558/377 DEEDS EX R1284/474 EX CERT SURV 6845 EX R2698/828 R2900/1355 ALSO COM SW COR N88°45'E 1195.00 FT N00°41'W 2002.11 FT N85°46'E 135.44 FT N00°50'W 357.22 FT N79°34'E 590.17 FT N19°33'W 212.98 FT N87°42'E 69.11 FT S00°25'E 60.00 FT S87°42'W 11.87 FT THE BGN S19°33'E 69.07 FT S87°42'W 16.77 FT N14°58'W 67.61 FT N87°42'E 11.13 FT TO BGN DOC# 3374100 EX DOC# 3374101

PROPERTY DESCRIPTION

Assessment Year:	2013	Active for Assessment Year:	YES
First Roll Year:	2007	Retired Roll Year:	
Assessed with Others:	NO	Referral:	NO
Burial Site:	NO		

ASSESSMENT INFORMATION

Assessed By:	LOCAL	Assessment Type:	FULL
Board of Review Date:	6/7/2013		

PROPERTY VALUES

Property Class	Acres	Land	Improvement	Total
RESIDENTIAL	2.000	\$106,200.00	\$130,400.00	\$236,600.00
AGRICULTURAL	23.007	\$2,600.00	\$0.00	\$2,600.00
UNDEVELOPED	5.000	\$42,800.00	\$0.00	\$42,800.00
Total:	30.007	\$151,600.00	\$130,400.00	\$282,000.00

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DISTRICTS

District Type	District Name	DOR Code
VILLAGE	VILLAGE OF SUMMIT	172
SCHOOL	OCONOMOWOC SCHL 4060	4060
TCDB	WAUKESHA TECH COLLEGE	08
FIRE	DOUSMAN FIRE DEPT	
UTIL	GARBAGE / RECYCLING	



Wisconsin Department of Agriculture, Trade and Consumer Protection

2811 Agriculture Drive, PO Box 8911, Madison, WI 53708-8911

Effective Date: April 01, 2013
Expires: March 31, 2014
Statute: 95.60

Registration Number: 112786-AQ

Fish Farm Registration

Legal Name:

Elk Sales, Inc.

Business Location:

39131 Sunset Dr Oconomowoc WI 53066

Doing Business As:

Elk Sales Inc

Livestock Premises Code(s): 007620S

Type 1 Fish Farm

This is your license/permit/certification/registration document. Post or carry as required by law. Non-transferrable - subject to revocation or suspension as provided by law.
DMS-BIT-06B (03/19/10) Remove this card and carry as identification

bits-16.qxd (rev 03/12)

ELK SALES, INC.
39131 SUNSET DR
OCONOMOWOC WI 53066



Wisconsin Department of
Agriculture, Trade and Consumer Protection

Fish Farm Registration
Type 1 Fish Farm

Elk Sales, Inc.

Registration Number:

112786-AQ

39131 Sunset Dr Oconomowoc WI 53066

Expiration Date:

March 31, 2014

DATCP Contact : (608) 224-4887